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McDERMOTT, WILL & EMERY

April 23, 2004

Marlene H. Dortch, Esq.
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

**Re: Notice of *Ex Parte* Meeting; Improving Public Safety Communications
in the 800 MHz Band, WT Docket No. 02-55**

Dear Ms. Dortch:

This is to notify you that on April 22, 2004, Ann Pride, of Entergy Corporation, Mary Kenkel, of Cinergy Corp., Anthony Kavanagh, of American Electric Power Company, and Shirley Fujimoto and Jeffrey Sheldon, counsel to Entergy and Cinergy, met with Commissioner Abernathy and her Legal Advisor, Jennifer Manner, about the above-referenced proceeding. The parties discussed the points raised in the utilities' written submissions in this proceeding concerning the detrimental impacts of Nextel's rebanding plan on these and other electric utilities. The parties discussed their concerns with the increased probability of interference in the 859-861 MHz band, a set-aside of channels for a number of years, and potential restrictions on "cellularized" systems below 861 MHz.

In accordance with the Commission's rules, one copy of this *ex parte* notice is being filed electronically for inclusion in the record of the above-referenced proceeding.

Very truly yours,

/s/ Shirley S. Fujimoto

Shirley S. Fujimoto

cc: Commissioner Abernathy
Jennifer Manner